

THOMAS M. MCINERNEY, State Bar No. 162055  
tmm@ogletreedeakins.com  
ANDREA L. FELLION, State Bar No. 262278  
andrea.fellion@ogletreedeakins.com  
OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.  
Steuart Tower, Suite 1300  
One Market Plaza  
San Francisco, CA 94105  
Telephone: 415.442.4810  
Facsimile: 415.442.4870

Attorneys for Defendant  
SPECTRUM BRANDS, INC.

PHILIP L. ROSS, State Bar No. 090042  
plross@littler.com  
JESSICA X. ROTHENBERG, State Bar No. 284823  
jrothenberg@littler.com  
LITTLER MENDELSON, P.C.  
650 California Street, 20th Floor  
San Francisco, CA 94108  
Telephone: 415.433.1940  
Fax No: 415.399.8490

Attorneys for Plaintiffs  
ANDREW J. PONTE and CENTRAL GARDEN &  
PET COMPANY

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

ANDREW J. PONTE and CENTRAL  
GARDEN & PET COMPANY,

Plaintiffs,

v.

SPECTRUM BRANDS, INC.,

Defendant.

Case No. 3:15-cv-01510-VC

**STIPULATION AND ~~PROPOSED~~ ORDER  
CONTINUING INITIAL CASE  
MANAGEMENT CONFERENCE  
AS MODIFIED**

Complaint Filed: April 2, 2015  
Trial Date: None Set

WHEREAS defendant Spectrum Brands, Inc. has filed a Motion to Dismiss under Rule 12(b) of the Federal Rules of Civil Procedure which, after reassignment to the Honorable Vince Chhabria, is re-noticed to be heard by the Court on August 27, 2015 at 10:00 a.m.

THEREFORE, IT IS HEREBY STIPULATED AND AGREED by plaintiffs Andrew J. Ponte and Central Garden & Pet Company and defendant Spectrum Brands, Inc., by and through their respective counsel, that they jointly request that the Case Management Conference be continued to August 27, 2015, at 10:00 a.m., or at any later date convenient to the Court.

IT IS SO STIPULATED.

DATED: May 28, 2015

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

By: /s/ Andrea L. Fellion

Thomas M. McInerney  
Andrea L. Fellion

Attorneys for Defendant  
SPECTRUM BRANDS, INC.

DATED: May 28, 2015

LITTLER MENDELSON

By: /s/ Philip L. Ross

Philip L. Ross  
Jessica X. Rothenberg

Attorneys for Plaintiffs  
ANDREW J. PONTE and CENTRAL GARDEN &  
PET COMPANY

Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the other signatories.

DATED: May 28, 2015

By: /s/ Andrea L. Fellion

Andrea L. Fellion

~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that the Case Management Conference in this case be continued to September 8 2015, at 10:00 a.m. The parties' Joint Case Management Conference Statement and Proposed Case Management Order should be filed one week prior to the conference, and the parties' Rule 26(f) conference shall be conducted on or prior to that date.

DATED: May 29, 2015



U.S. DISTRICT JUDGE VINCE CHHABRIA

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